

April 11, 1974

SENATOR DUIS: Mr. President and members of the Legislature. The amount of money here necessary to put into operation, those things that are absolutely necessary to the state of Nebraska, and to the health of mentally retarded children, I urge to override the Governor's veto.

PRESIDENT: Is there further discussion of the motion? Senator Marvel. Senator Marvel has the floor.

SENATOR MARVEL: One point I would like to make. On the first page you've got 12.4 million dollars that is stricken, and of that 12.4 million over the next three years. 7.2 million comes from capital construction. That isn't all the first year. That's over a three year period. But when you are figuring. Figure that. Because that 12.4 million is a deceptive figure.

PRESIDENT: Senator Stahmer.

SENATOR STAHMER: Senator Marvel, how much money are we talking about in this coming year's budget. 74-75 in capital in this bill.

SENATOR MARVEL: \$958,000 from the General Fund and from the cigarette tax, \$430,000 or a total of just under 1.4 million.

SENATOR STAHMER: From General Fund \$900,000 for this coming fiscal year.

SENATOR MARVEL: Yes, Sir.

SENATOR STAHMER: All right, thank you.

PRESIDENT: All right, Senator DeCamp.

SENATOR DECAMP: Mr. President, and members of the Legislature. Even though I agree with the Governor on certain elements in this veto. I think the veto overrides today point out a defect in our ability to handle the budget bills. The Governor has line item veto power, however by virtue of, what I consider a flaw in the constitution, we don't have the power to consider the items individually. And so it's a difficult thing to weigh whether one feels there are more items that need to go through or more items that the Governor was properly vetoing, and consequently in this case, I have to conclude after looking at it in the brief time we've had that there are more items of importance that should go through that we would lose if we sustained the veto, but I think as I say, that in the future we should consider getting the constitution changed so that we can deal with these items on an individual basis, and be in the same position as the governor in analysing the line item veto.

PRESIDENT: Senator Syas. Senator Syas passing. Any else is debating. All right, Senator Duis is closing. Senator Duis is now closing on his motion. To override the Governor's veto on LB1055.

SENATOR DUIS: Gentlemen. I ask you to override the veto.

PRESIDENT: The question is, shall LB1055 be passed notwithstanding the objections of the Governor. All those in favor will vote aye. All those opposed will vote no. Once again have you all